IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2457 of 2001
With
CIVIL APPLICATION NO 4410 OF 2001

For Approval and Signature:

Hon'ble MR.JUSTICE PRADIP KUMAR SARKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

PARDI IDRIS FRUIT AND VEGETAB.PRODUCE

Versus

DY SECRETARY

Appearance:

MR DIPAK R DAVE for Petitioner

NOTICE SERVED BY DS for Respondent No. 1, 2, 3, 4, 5, 6, 7, 8, 9,10

CORAM : MR.JUSTICE PRADIP KUMAR SARKAR

Date of decision: 18/04/2001

ORAL JUDGEMENT

1. Heard Mr. Dipak Dave, learned counsel appearing for the petitioner, Mr. V.C. Waghela for respondents

no. 4 and Mr. H.P. Rawal on behalf of respondents No. 5 to 10. Rule. Mr. V.C. Waghela and Mr. H.P. Rawal waives service of rule on behalf of their respective respondents.

2. It is agreed by learned counsel for all the parties that the petitioner shall be made respondent in Revision Application No. 45 of 2001 pending before the Dy. Secretary, Agriculture & Cooperation Department, Government of Gujarat, and the Dy. Secretary before whom the Revision Application is pending shall hear the petitioner at an early date. Learned counsel for the petitioner submitted that, he will file the reply in the revision application before the Dy. Secretary on 19-4-2001 and the matter can be heard by the Dy. Secretary even on 20-4-2001. It is an admitted fact that the final voter list will be published on 26-4-2001 and therefore the revision application before the Dy. Secretary requires an immediate disposal. Mr. H.P. Rawal accordingly submitted that, he is agreeable to making the petitioner as respondent, so that the revision application could be disposed of early. Accordingly the following directions are issued.

(1) The petitioner in this petition be added as Respondent No.4 in Revision Application No. 45 of 2001 before the Dy. Secretary, Agriculture & Cooperation Department, Govt. of Gujarat.

(2) The petitioner of this case is directed to file reply if any by 19-4-2001. The Dy. Secretary, Agriculture & Cooperation Department, Govt. of Gujarat - the Revisional Authority is directed to dispose of the revision application on/or before 23-4-2001.

With the aforesaid directions the petition is disposed of. Rule made absolute to the aforesaid extent. I make no order as to costs.

3. Since the main matter is disposed of, no order is passed in Civil Application No. 4410 of 2001 and the same is accordingly disposed of.

Direct service by today permitted.

Dt: 18-4-2001

(P.K. Sarkar, J)

/vgn